

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
No. 1:09-CR-17**

UNITED STATES OF AMERICA

v.

ALBERT CHARLES BURGESS, JR.

ORDER

THIS MATTER is before the Court upon Defendant's Motion for Relief from Waiver and Motion to Dismiss. (Doc. 168). For the following reasons, Defendant's Motion is **DENIED**.

The Court takes judicial notice that the motions Defendant files here are duplicative of previous requests for relief. (Doc. 109, 110, 123). As Defendant's arguments have already been considered and rejected, the motion is hereby **DENIED**.

IT IS THEREFORE ORDERED that Defendant's Motion for Relief from Waiver and Motion for Release of Brady Materials (Doc. 168) is **DENIED**.

Signed: August 9, 2010



Graham C. Mullen
United States District Judge

